

# HB6730



## 95TH GENERAL ASSEMBLY

### State of Illinois

2007 and 2008

HB6730

by Rep. Jack D. Franks

#### SYNOPSIS AS INTRODUCED:

10 ILCS 5/25-8

from Ch. 46, par. 25-8

Amends the Election Code. Prohibits the Governor from temporarily filling a vacancy in the office of U.S. Senator by appointment if the Governor has been arrested, charged, or indicted for a felony offense and the Governor has not been acquitted, the charge has not been dropped or dismissed, or, in the case of an arrest, there has been no charge or indictment within 30 days after the arrest. Provides that a vacancy filled by election under those circumstances is filled at the next consolidated or general election. Effective immediately.

LRB095 23160 JAM 53801 b

A BILL FOR

1 AN ACT concerning elections.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Election Code is amended by changing Section  
5 25-8 as follows:

6 (10 ILCS 5/25-8) (from Ch. 46, par. 25-8)

7 Sec. 25-8. When a vacancy shall occur in the office of  
8 United States Senator from this state, the Governor shall make  
9 temporary appointment to fill such vacancy until the next  
10 election of representatives in Congress; except that the  
11 Governor shall not make such a temporary appointment if the  
12 Governor has been arrested, charged, or indicted for a felony  
13 offense and the Governor has not been acquitted, the charge has  
14 not been dropped or dismissed, or, in the case of an arrest,  
15 there has been no charge or indictment within 30 days after the  
16 arrest. The ~~, at which time such~~ vacancy shall be filled by  
17 election at the next consolidated or general election. The ~~, and~~  
18 ~~the~~ senator ~~so~~ elected pursuant to this Section shall take  
19 office as soon thereafter as he shall receive his certificate  
20 of election.

21 (Source: Laws 1943, vol. 2, p. 1.)

22 Section 99. Effective date. This Act takes effect upon

1 becoming law.